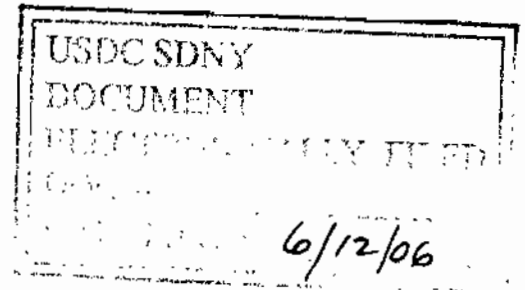


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



-----x  
ALLBALL ATHLETICS, LLC  
formerly known as  
ALLBALL ATHLETICS, INC.,  
Plaintiff(s),

05 Civ 9960 (RCC) (DFE)

- against -

ORDER OF DISCONTINUANCE


NBA PROPERTIES, INC.  
and MADISON SQUARE GARDEN, L.P.,

Defendant(s).  
-----x

The parties having reached a resolution of this action, and the parties having agreed to this order, and the parties having consented to Magistrate Judge Eaton's jurisdiction for the limited purpose of entering this order,

IT IS HEREBY ORDERED that the above-captioned action, <sup>(including the counterclaims)</sup> be, and the same hereby is, discontinued with prejudice but without costs; provided, however, that on or before December 29, 2006 the plaintiff may apply to Magistrate Judge Eaton by letter (by fax and by mail) for restoration of the action to the calendar if the settlement is not effected, in which event the action will be restored to the calendar of the District Judge.

SO ORDERED.

  
DOUGLAS F. EATON  
United States Magistrate Judge

Dated: New York, New York

June 12, 2006